

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

SHAY L. LEWIS,

Defendant.

CASE NO. CR21-0091-JCC

ORDER

This matter comes before the Court on Defendant's unopposed motion to continue trial and pretrial deadlines (Dkt. No. 37).

A grand jury indicted Defendant on three counts of distribution of methamphetamine, one count of distribution of controlled substances, and two counts of possession of methamphetamine with intent to distribute. (*See* Dkt. No. 1.) Trial is currently set for July 11, 2022, and the pretrial motions deadline is today. (*See* Dkt. No. 33.) Defendant, through counsel, seeks a continuance to November 7, 2022, citing the need for counsel to complete necessary investigative efforts to effectively advocate for Defendant in plea negotiations and/or complete pretrial motions and adequately prepare for trial. (Dkt. Nos. 37 at 1–2, 37-1 at 1–3.)

Having thoroughly considered the briefing and the relevant record, the Court FINDS that the ends of justice served by granting a continuance outweigh the best interests of Defendant and the public to a speedy trial. *See* 18 U.S.C. § 3161(h)(7)(A). The reasons for this finding are:

1 1. Taking into account the exercise of due diligence, a failure to grant a continuance
2 would deny defense counsel the reasonable time necessary for effective preparation due to
3 counsel's need for more time to review the evidence, consider possible defenses, and gather
4 evidence material to the defense as set forth in 18 U.S.C. § 3161(h)(7)(B)(iv);

5 2. Failure to grant such a continuance is likely to result in a miscarriage of justice as
6 set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

7 3. The additional time requested between the current trial date and the new trial date
8 is a reasonable period of delay.

9 Accordingly, it is hereby ORDERED as follows: (1) Defendant's motion (Dkt. No. 37) is
10 GRANTED; (2) the July 11, 2022 jury trial is CONTINUED to November 7, 2022, and pretrial
11 motions will be due August 8, 2022; and (3) the period from the date of this order until
12 November 7, 2022 is an excludable period under 18 U.S.C. § 3161(h)(7)(A).

13 DATED this 18th day of April 2022.

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A handwritten signature in black ink, reading "John C. Coughenour", written over a horizontal line.

John C. Coughenour
UNITED STATES DISTRICT JUDGE